

1 AN ACT concerning civil law.

2 **Be it enacted by the People of the State of Illinois,**  
3 **represented in the General Assembly:**

4 Section 5. The Code of Civil Procedure is amended by  
5 changing Section 21-103 as follows:

6 (735 ILCS 5/21-103) (from Ch. 110, par. 21-103)

7 Sec. 21-103. Notice by publication.

8 (a) Previous notice shall be given of the intended  
9 application by publishing a notice thereof in some newspaper  
10 published in the municipality in which the person resides if  
11 the municipality is in a county with a population under  
12 2,000,000, or if the person does not reside in a municipality  
13 in a county with a population under 2,000,000, or if no  
14 newspaper is published in the municipality or if the person  
15 resides in a county with a population of 2,000,000 or more,  
16 then in some newspaper published in the county where the person  
17 resides, or if no newspaper is published in that county, then  
18 in some convenient newspaper published in this State. The  
19 notice shall be inserted for 3 consecutive weeks after filing,  
20 the first insertion to be at least 6 weeks before the return  
21 day upon which the petition is to be heard ~~filed~~, and shall be  
22 signed by the petitioner or, in case of a minor, the minor's  
23 parent or guardian, and shall set forth the return day of court  
24 on which the petition is to be heard ~~filed~~ and the name sought  
25 to be assumed.

26 (b) The publication requirement of subsection (a) shall not  
27 be required in any application for a change of name involving a  
28 minor if, before making judgment under this Article, reasonable  
29 notice and opportunity to be heard is given to any parent whose  
30 parental rights have not been previously terminated and to any  
31 person who has physical custody of the child. If any of these  
32 persons are outside this State, notice and opportunity to be

1 heard shall be given under Section 21-104.

2 (c) The Director of State Police or his or her designee may  
3 apply to the circuit court for an order directing that the  
4 notice and publication requirements of this Section be waived  
5 if the Director or his or her designee certifies that the name  
6 change being sought is intended to protect a witness during and  
7 following a criminal investigation or proceeding.

8 (Source: P.A. 91-62, eff. 1-1-00.)